

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(S). 2024
(@ SPECIAL LEAVE PETITION(CRL.) NO(S). 1560 OF 2024)

SATYENDRA KUMAR

.....APPELLANT(S)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

.....RESPONDENT(S)

ORDER

1. Heard the learned counsel appearing for the parties.
2. Leave granted.
3. A perusal of the impugned order shows that there is absolutely no consideration of merits of the case made by the appellant for quashing the impugned First Information Report.
4. Therefore, we set aside the impugned order dated 20th September, 2023 and restore the Criminal Misc. Writ Petition No. 12872 of 2023 to its original number to the file of the High Court.
5. We direct that the restored petition being Criminal Misc. Writ Petition No. 12872 of 2023 shall be placed before the appropriate roster Bench on 8th April, 2024 at 10:30 a.m. The appellant and the respondent No. 1-State will remain present before the Court on that date.
6. A copy of this order shall be forwarded by the Registry to the Registrar(Judicial) of the Allahabad High Court.
7. All questions are kept open to be decided by the High Court.

8. The appeal is, accordingly, allowed.

9. The interim order dated 22nd January, 2024 shall continue for a period of eight weeks from 8th April, 2024 to enable the High Court to consider the prayer for interim relief.

10. Pending application(s), if any, shall stand disposed of.

.....J
[ABHAY S. OKA]

.....J
[UJJAL BHUYAN]

NEW DELHI;
MARCH 11, 2024.

ITEM NO.42

COURT NO.8

SECTION II

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s). 1560/2024
(Arising out of impugned final judgment and order dated 20-09-2023
in CRMWP No. 12872/2023 passed by the High Court Of Judicature At
Allahabad)

SATYENDRA KUMAR

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(IA No. 13038/2024 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

Date : 11-03-2024 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ABHAY S. OKA
HON'BLE MR. JUSTICE UJJAL BHUYAN

For Petitioner(s) Ms. Mayuri Raghuvanshi, AOR
Mr. Vyom Raghuvanshi, Adv.
Ms. Akanksha Rathore, Adv.

For Respondent(s) Mr. Anuvrat Sharma, AOR
Ms. Alka Sinha, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal is allowed in terms of the signed order.

Pending application(s), if any, shall stand disposed of.

(POOJA SHARMA)
COURT MASTER (SH)

(AVGV RAMU)
COURT MASTER (NSH)

(Signed order is placed on the file)